

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

ARTHUR ARNDT,

Plaintiff,

v.

RAYMOND BOOKER and
CHARLES SINCLAIR,

Defendants.

Case No. 13-14863

Hon. Patrick J. Duggan

Magistrate Judge R. Steven Whalen

**ORDER ADOPTING REPORT AND RECOMMENDATION AND
GRANTING DEFENDANT SINCLAIR'S MOTION FOR SUMMARY
JUDGMENT**

On November 25, 2013, Plaintiff Arthur Arndt, a prisoner in the custody of the Michigan Department of Corrections, filed this *pro se* prisoner's civil rights action against Defendants Raymond Booker and Charles Sinclair, alleging that Defendants violated the Eighth Amendment by acting in deliberate indifference to Plaintiff's serious medical needs. Defendant Sinclair filed a motion for summary judgment, which was referred to Magistrate Judge R. Steven Whalen in accordance with the authority granted by 28 U.S.C. § 636(b)(1)(B).

On November 7, 2014, Magistrate Judge Whalen issued a Report and Recommendation ("R&R") recommending that this Court grant Defendant

Sinclair's unopposed summary judgment motion. At the conclusion of his R&R, Magistrate Judge Whalen informed the parties that any objections to the R&R must be filed within fourteen days and that the failure to file specific objections constitutes a waiver of any further right of appeal. Neither party filed objections.

Having reviewed the Complaint, Defendant Sinclair's Motion, and the R&R, the Court concurs with the conclusions reached by Magistrate Judge Whalen.

Accordingly,

IT IS ORDERED that Magistrate Judge Whalen's R&R is **ADOPTED**, Defendant Charles Sinclair's Motion for Summary Judgment is **GRANTED**, and Defendant Charles Sinclair is **DISMISSED** from this action.

Dated: December 11, 2014

s/PATRICK J. DUGGAN
UNITED STATES DISTRICT JUDGE

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